

**Maryland Board of Pharmacy
Public Board Meeting**

**Meeting Minutes
June 20, 2018**

Name		Title		Present	Absent
Ashby, D.		Commissioner			
Bouyoukas, S.		Commissioner			
Evans, K.		Commissioner			
Gavgani, M.		Commissioner			X
Hardesty, J.		Commissioner/Treasurer			
Leikach, N.		Commissioner			
Morgan, K.		Commissioner/President			X
Oliver, B.		Commissioner			
Peters, R.		Commissioner			
St. Cyr, II, Z. W.		Commissioner			
Toney, R.		Commissioner/Secretary			X
Yankellow, E.		Commissioner			
Bethman, L.		Board Counsel			X
Felter, B.		Staff Attorney			
Speights-Napata, D.		Executive Director			
Fields, E.		Deputy Director of Operations			
Logan, B.		Legislation Liaison			X
Brand, E.		Licensing Manager			
Evans, T.		Compliance Director			
Chew, C.		Management Associate			
Lisa Sanderoff		Pharmacist Investigator Supervisor			

Subject	Responsible Party	Discussion	Action Due Date (Assigned to)	Results
		<p>2. MSHP Meeting Donation</p> <p>3. Staff Update</p> <p>4. Pre-pack Inventory Management Procedure (by Brett)</p>	<p>1d. The next Contraceptive meeting will be held July 12th at 8:30am, at the Board offices. The minutes for the prior meeting can be found on the Board of Pharmacy website.</p> <p>2. Motion to approve \$4,500 donation to help offset the meeting costs of the Pharmacy Technician Consensus Conference by R. Peters; 2nd by K. Evans.</p> <p>3. Beginning July 1, the Board's Licensing Branch and Legislation and Regulations Branch will both be under the supervision of Etzion Brand. A rotating, six-month, contractual law intern position has been created under an agreement with the University of Baltimore Law School. A Pharmacy student intern from UMES begins on Monday, June 25th.</p> <p>4. A brief discussion was held on what is allowable by unlicensed personnel under current Maryland statute. The matter was referred to the Practice Committee.</p>	<p>The Board voted to approve this motion.</p>

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		<p>5. Introduction of Pharmacy Rehabilitation Services Vendor-University of Maryland Faculty Physicians, Inc., Director, Behavioral Health Robert K. White, LCPC</p> <p>6. PDMP Update</p> <p>7. NABP Executive Committee Seat Vacancy</p>	<p>5. Director R. White provided an overview of the Board's new rehabilitation services program and the services available to Pharmacists, Pharmacy Techs, and Pharmacy students under the contract. Anyone interested in rehabilitation services are urged to contact him directly.</p> <p>6. On May 30th, notification was sent out regarding the July 1st effective date for mandatory reporting to the PDMP.</p> <p>7. Applications are now being accepted from interested Board members.</p>	
B. Operations Report	E. Fields, Deputy Director/Operations	<p>1. Administration and Public Support (APS) Unit Updates a) May 2018 Financial Statement</p> <p>2. Management Information Systems (MIS) Unit Updates: NONE</p>	<p>1a. A report was provided on Board revenue and expenses through the month of May 2018.</p>	

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C. Licensing	E. Brand/ Licensing Manager	1. Unit Updates				
		2. Monthly Statistics				
		License Type	New	Renewed	Reinstated	Total
		Distributor	13	1	0	1262
		Pharmacy	31	779	0	2,162
		Pharmacist	46	487	0	11,684
		Vaccination	18	15	0	4,564
		Pharmacy Intern - Graduates	3	0	0	50
		Pharmacy Intern - Students	91	21	0	924
		Pharmacy Technician	130	326	4	9,782
		Pharmacy Technician Student	1	0	0	24
		TOTAL	333	1,629	4	30,452

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D. Compliance	T. Evans Compliance Director	<p>1. Unit Updates</p> <p>2. Monthly Statistics</p> <p>Complaints & Investigations:</p> <p>New Complaints – 26 Resolved (Including Carryover) –95 Actions within Goal – 18/95 Final disciplinary actions taken – 16 Summary Actions Taken – 4 Average days to complete - 98</p> <p>Inspections:</p> <p>Total – 182 Annual Inspections – 161 Opening Inspections - 9 Closing Inspections – 7 Relocation/Change of Ownership Inspections – 3 Board Special Investigation Inspections – 2</p>	1. Inspectors will be in attendance at the MPhA annual convention in June.	
E. Legislation & Regulations	E. Brand, Licensing Manager	<p><u>1. COMAR 10.34.05.05 Security Responsibilities</u></p> <p><u>2. COMAR 10.34.32.03 D Requirements to Administer Vaccinations</u></p>	<p>1. The proposed regulation was amended, adding language defining “significant loss.” Submitted to the Secretary’s office and is currently pending.</p> <p>2. This regulation requires the Pharmacist CPR card to be readily available; submitted to Secretary’s</p>	

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		<p data-bbox="583 326 1213 391"><u>3. COMAR 10.34.40 Pharmacist Prescribing and Dispensing Contraceptives</u></p> <p data-bbox="583 526 1003 558"><u>4. COMAR 10.34.30 Applications</u></p> <p data-bbox="583 764 730 797"><u>Legislation</u></p> <p data-bbox="632 797 1178 938">1. a. <u>Senate Bill 87/Chapter 212- Controlled Dangerous Substances – Registration, Schedules, Penalties, and Orders of Impoundment</u></p> <p data-bbox="680 976 1157 1008">b. <u>OCSA Summary of Senate Bill 87</u></p> <p data-bbox="632 1052 1031 1084">2. <u>2019 Legislative Proposals</u></p>	<p data-bbox="1339 228 1612 289">office and is currently pending.</p> <p data-bbox="1297 326 1640 488">3. The regulation was signed May 31st and will be published in the Maryland Register on June 22nd.</p> <p data-bbox="1297 526 1646 792">4. This regulation clarified the Board’s policy on concluding establishment applications that have been pending over one year. The Secretary’s office requested that it be resubmitted.</p> <p data-bbox="1297 1065 1646 1463">2. The Board considered three potential legislative proposal submissions (add Technician seat on Pharmacy Board; update brand name and generic drug substitution language in statute; and delete “Home” in “Home Infusion” under current statute). The Secretary’s office is only accepting</p>	

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			one legislative proposal per Board for next year's legislative session. The Board will consider its options, including combining two of the proposals into one "technical fix" bill and working with the Pharmacy community on the third.	
III. Committee Reports A. Practice Committee	R. Peters, Chair	A. New Business: Commissioner Protocol for Acting on Behalf of the Maryland Board of Pharmacy	A. These protocols were written in 2005 to govern the process for Board members seeking approval to represent the Board in a speaking engagement. After some discussion, it was moved by K. Evans, 2 nd by B. Oliver to defer review of the protocols to the Practice Committee.	A. The Board voted to approve this motion.
B. Licensing Committee	D. Ashby, Chair	1. Review of Pharmacist Applications: NONE 2. Review of Pharmacy Intern Applications: NONE 3. Review of Pharmacy Technician Applications: NONE 4. Review of Distributor Applications: NONE		

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		<p>5. Review of Pharmacy Applications: NONE</p> <p>6. Review of Pharmacy Technicians Training Programs:</p> <p>a. Pharmscript of Maryland – Requesting approval for Technician Training Program and exam. <u>Licensing Committee's Recommendation:</u> Approve</p> <p>b. Harris Teeter – Requesting approval for Technician Training Program and exam <u>Licensing Committee's Recommendation:</u> Approve</p> <p>7. New Business:</p> <p>a. P07682 and P07719 - Request refund of renewal fee (\$500) due to the timing of the issuance of the permits and the renewals. <u>Licensing Committee's Recommendation:</u> Deny MITRA GAVGANI & DANIEL ASHBY RECUSED</p> <p>b. P06159 - Requests a refund of \$200 late fee due to the delay in the Maryland pharmacist license being issued and technical issues with adding the Maryland licensed pharmacist to the online renewal.</p>	<p>a. Recommendation by committee to approve; 2nd by N. Leikach.</p> <p>b. Recommendation by committee to approve; 2nd by E. Yankellow</p> <p>7a. Recommendation by committee to deny; 2nd by B. Oliver.</p> <p>7b. Recommendation by committee to approve; 2nd by E. Yankellow.</p>	<p>The Board voted to approve this motion.</p> <p>The Board voted to approve this motion.</p> <p>The Board voted to approve this motion.</p> <p>The Board voted to approve this motion.</p>

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		<p><u>Licensing Committee's Recommendation:</u> Approve</p> <p>c. A.N. - Requesting a 3-month extension to complete the Technician Training Program. Trainee says she was unable to complete the program for reasons out of her control. <u>Licensing Committee's Recommendation:</u> Approve</p> <p>d. Technician Training Program – Does a pharmacy need to apply for and pay the application fee for a Technician Training program previously approved by the Board for another pharmacy? <u>Licensing Committee's Recommendation:</u> Pharmacies will need to apply and pay. NEIL LEIKACH RECUSED</p>	<p>7c. Recommendation by committee to approve; 2nd by K. Evans.</p> <p>7d. Motion to table and send to Licensing Committee by D. Ashby; 2nd by K. Evans</p>	<p>The Board voted to approve this motion.</p> <p>The Board voted to approve this motion.</p>
C. Public Relations Committee	E. Yankellow, Chair	<p>Public Relations Committee Update:</p> <ul style="list-style-type: none"> Chair, E. Yankellow presented the Public Relations Committee's recap of the May 23rd meeting. Newsletter articles are due mid-July. Amongst other topics, this edition will include FAQ's regarding online renewals as well as articles on live CPR and immunization surrender. 		

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		<ul style="list-style-type: none"> • CE Breakfast will be held October 28th at the Sheraton, Towson. Attendance of 350 is expected and a \$10 fee will once again be charged to help defray the cost of the breakfast. More details will soon be available online and through an email blast. • Committee members continue to review brochures for the Board's public outreach events. • The PR Committee continues its review of the working conditions survey results. Pharmacy Q/A programs and educating pharmacists on how to properly conduct root cause analyses were discussed. More information will be forthcoming. 		
D. Disciplinary	K. Morgan, Chair	Disciplinary Committee Update: <ul style="list-style-type: none"> • The Committee met on June 6th. • A confidential discussion will be held in the Board's Closed Public Session. 		
E. Emergency Preparedness Task Force	N. Leikach, Chair	Emergency Preparedness Update: NONE		

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IV. Other Business & FYI	K. Morgan, President	<ul style="list-style-type: none"> • Commissioner J. Hardesty acknowledged Commissioner Z. St. Cyr, II, for his tenure on the Board. • Commissioner St. Cyr, II, spoke briefly expressing his gratitude for the opportunity to represent the citizens of Maryland during his tenure with the board. • A question was raised regarding cannabis oil. Pharmacists should follow federal guidelines/regulations on the product. 		
V. Adjournment	K. Morgan, President	<p>A. The Public Meeting was adjourned at 10:56 A.M.</p> <p>B. J. Hardesty convened a Closed Public Session to conduct a medical review committee evaluation of confidential applications.</p> <p>C. The Closed Public Session was adjourned. Immediately thereafter, J. Hardesty, convened an Administrative Session for purposes of discussing confidential disciplinary cases.</p> <p>D. With the exception of cases requiring recusals, the Board members present at the Public Meeting continued to participate in the Closed Public Session and the Administrative Session.</p>	Motion to close the Public Board Meeting by D. Ashby; 2 nd by N. Leikach .	The Board voted to approve this motion.